

JAN. 16. 2004 2:39P -513 241 6234

NO. 8037 P. 1/11

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**PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION**

**EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971**

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## **FACSIMILE COVER SHEET**

OF COUNSEL  
THOMAS W. FLYNN

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Ask for sender's secretary.

TECHNICAL ADVISOR  
HENRY M. LABODA, Ph.D.

**TO:** The Honorable Commissioner  
Attention: Manuel L. Barbee  
Art Unit 2857

**FROM: David H. Brinkman**

Fax No.: (703) 872-9306

Phone: (513) 241-2324

Date: January 16, 2004

Fax: (513) 421-7269

Pages (including cover page): 11

**Re: U.S. Serial No. 09/965,416 METHOD FOR CHECKING THE CONTENT OF  
POCKETS IN A BLISTER PACKAGE**  
**Attorney Docket No. KST-02**

**ATTACHMENTS/COMMENTS:**      **OFFICIAL**

**Please deliver to Manuel L. Barbee**  
**Amendment Transmittal (3 pages)**  
**Amendment (7 pages)**

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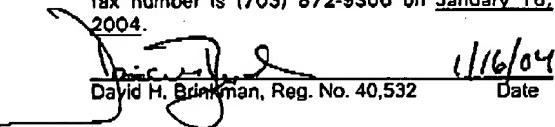
**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office fax number (703) 872-9306 on the date shown below.

January 16, 2006

Certificate of Facsimile

I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Manuel L. Barbee whose telephone number is (703) 308-0979 and fax number is (703) 872-9306 on January 16, 2004.

  
David H. Brinkman, Reg. No. 40,5321/16/04  
Date**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Richard Mertens et al.  
Serial No.: 09/965,416  
Filed: September 27, 2001  
Confirmation No.: 3812  
Group Art Unit: 2857  
Examiner: Barbee, Manuel L.  
Title: **METHOD FOR CHECKING THE CONTENT OF POCKETS IN A BLISTER PACKAGE**  
Atty Docket: KST-02

Cincinnati, Ohio 45202

January 16, 2004

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

1. Transmitted herewith is an amendment for this application.
2.  Small Entity status is claimed.  
 Other than a Small Entity.
3. The fee has been calculated as shown below:

Page 1 of 3

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	5	MINUS	20	= 0	x \$9	\$0	x \$18	\$0
INDEP.	1	MINUS	3	= 0	x \$42	\$0	x \$84	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$135	\$0	+ \$270	\$0	
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- X No additional fee for claims is required.
4. Attached is a check in the sum of       .
- Please charge my Deposit Account No. 23-3000 in the amount of  
\$      .  
A duplicate copy of this sheet is attached.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.
- Complete (a) or (b) as applicable.
- (a)        Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
one month	\$ 110.00	\$ 55.00
two months	\$ 420.00	\$210.00
three months	\$ 950.00	\$475.00
four months	\$1,480.00	\$740.00

Attached is a check in the amount of \$\_\_\_\_ for the three month extension fee as required by 37 C.F.R. § 1.17(c).

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

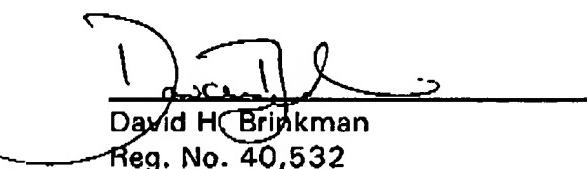
An extension for \_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_\_.

OR

- (b) XX Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- XX If any additional fee for claims or extension of time is required, charge Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.



David H. Brinkman

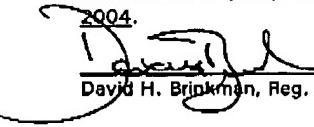
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David H. Brinkman, Reg. No. 40,532 Date 1/16/04

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OFFICIAL

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Cincinnati, Ohio 45202

January 16, 2004

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed on October 22, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.